

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

KALIA JANDOC,	)	
	)	
Plaintiff,	)	CASE NO. C16-0499-JLR-MAT
	)	
v.	)	
	)	
KING COUNTY,	)	REPORT AND RECOMMENDATION
	)	
Defendant/Third Party Plaintiff,	)	
	)	
v.	)	
	)	
STATE OF WASHINGTON,	)	
	)	
Third Party Defendant.	)	
	)	
	)	

Plaintiff Kalia Jandoc, through counsel, filed this action under 42 U.S.C. § 1983 and Washington’s Equal Rights Act alleging that King County unlawfully denies certain female offenders the criminal sentencing option of work release while providing such an option to similarly situated male offenders. (Dkt. 1.) Defendant King County filed a timely answer to the complaint which included a third party complaint against the State of Washington and the Washington Department of Corrections (“DOC”). (See Dkts. 4, 5 and 7.) The State of Washington and the DOC thereafter filed a motion to dismiss King County’s third party complaint for lack of jurisdiction, a motion which King County did not oppose. (See Dkts. 19

1 and 20.) That motion was noted on the Court's calendar for consideration on July 1, 2016. (Dkt.  
2 19.)

3 On June 30, 2016, plaintiff filed a notice with the Court advising that an agreement to  
4 settle the matter had been reached and that the parties were working to finalize the proposed  
5 resolution. (Dkt. 21.) The Court then heard nothing further from the parties for several weeks.  
6 Thus, on August 10, 2016, the Court, issued a Minute Order directing the parties to file a status  
7 report advising the Court of the status of the proposed settlement and clarifying whether a ruling  
8 on the pending motion to dismiss would be necessary in light of the settlement purportedly  
9 reached by the parties. (Dkt. 22.) On August 19, 2016, the parties filed a stipulated motion for  
10 an order of dismissal in lieu of a status report. (Dkt. 23.)

11 Based on the stipulation of the parties, the Court recommends that plaintiff Kalia  
12 Jandoc's complaint against King County be dismissed with prejudice and without costs to any  
13 party, that King County's third party complaint against the State of Washington be dismissed  
14 without prejudice and without costs to any party, and that the State of Washington's motion to  
15 dismiss be stricken as moot. Because the parties have stipulated that the case be dismissed as set  
16 forth herein, the Court further recommends that United States District Judge James L. Robart  
17 immediately approve this Report and Recommendation. The Clerk should note the matter for  
18 **August 25, 2016** as ready for Judge Robart's consideration. A proposed Order accompanies this  
19 Report and Recommendation.

20 DATED this 23rd day of August, 2016.

21  
22 

23 Mary Alice Theiler  
United States Magistrate Judge